IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 57794-M of 2006

DATE OF DECISION : 21.09.2006

Gursevak Singh

.... PETITIONER

Versus

SSP, District Tarn Taran and another

..... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. K.S. Kahlon, Advocate,
for the petitioner.

* * *

Petitioner Gursevak Singh has filed this petition under Section 482 of the Code of Criminal Procedure for issuing direction to the respondents to register a criminal case against the persons named in the complaint Annexure P-1.

I have heard counsel for the petitioner and gone through the contents of the petition as well as the complaint Annexure P-1 on the basis of which petitioner wants registration of case.

From the reading of the complaint, it is clear that Gurvinder Kaur daughter of Jagtar Singh, against whom the petitioner wants registration of case, has already filed a complaint against her husband, brother of the petitioner, and it appears that as a counter blast to the said complaint, the instant complaint Annexure P-1 has been filed by the petitioner. In view of these facts, the instant case is not an exceptional case and I am not inclined to exercise the inherent power of this Court under Section 482 Cr.P.C., as in my opinion, the petitioner has alternative remedy, as has been held by this Court in ***Mithlesh Kumari*** v. ***State of Punjab,*** 2002 (4) RCR (Criminal) 541 and by the Hon'ble Supreme Court in ***Gangadhar***

Janardan Mhatre v. ***State of Maharashtra and others,*** (2004) 7 SCC 768 and ***Minu Kumari and another*** v. ***State of Bihar and others,*** (2006) 4 Supreme Court Cases 359.

Dismissed.

However, it will be open for the petitioner to approach senior police officer or avail other alternative remedy in accordance with law.

September 21, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**